

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NORTH CAROLINA
WESTERN DIVISION

Decision by Court and Jury.

This action came before the Honorable Louise W. Flanagan, United States District Judge, upon plaintiff's motion for relief under the All Writs Act and Rule 50 of the Federal Rules of Civil Procedure and oral motion for modification of injunction made in open court March 4, 2019 by defendant. Upon consideration thereof,

IT IS ORDERED, ADJUDGED AND DECREED, that the court's judgment entered July 15, 2016, the court's amended judgment entered December 8, 2017, and the court's second amended judgment entered May 3, 2018 is hereby ALTERED AND AMENDED as follows: "WPL" is HEREBY ENJOINED from licensing "WPS" to any "new customer" for use within the United States. For the purposes of this injunction, "WPL" means defendant/judgment debtor and its officers, agents, servants, employees, and all other persons who are in active concert or participation with defendant/judgment debtor; "WPS" means World Programing System and any software developed in whole or in part through the use of SAS Learning Edition; and a "new customer" is any person or entity that held no active license to WPS on January 11, 2019. This injunction expires automatically once defendant/judgment debtor has satisfied the judgment in this case. All other terms of the court's July 15, 2016, judgment, as amended December 8, 2017 and May 3, 2018, not altered herein shall remain in full force and effect.

This Judgment Filed and Entered on March 18, 2019, and Copies To:

Byron L. Saintsing (via CM/ECF Notice of Electronic Filing)
Pressly M. Millen (via CM/ECF Notice of Electronic Filing)
Burley Bayard Mitchell, Jr. (via CM/ECF Notice of Electronic Filing)
Krista S. Schwartz (via CM/ECF Notice of Electronic Filing)
Marshall F. Goldberg (via CM/ECF Notice of Electronic Filing)
Samuel B. Hartzell (via CM/ECF Notice of Electronic Filing)
Raymond M. Bennett (via CM/ECF Notice of Electronic Filing)

Sean Eric Andrussier (via CM/ECF Notice of Electronic Filing)
Dennis O. Cohen (via CM/ECF Notice of Electronic Filing)
Edward Joseph Naughton (via CM/ECF Notice of Electronic Filing)
Mark R. Sigmon (via CM/ECF Notice of Electronic Filing)
Peter Brown (via CM/ECF Notice of Electronic Filing)
Wayne F. Dennison (via CM/ECF Notice of Electronic Filing)
James A. Barta (via CM/ECF Notice of Electronic Filing)
Jeffrey A. Lamken (via CM/ECF Notice of Electronic Filing)
Rebecca MacDowell Lecaroz (via CM/ECF Notice of Electronic Filing)

March 18, 2019

PETER A. MOORE, JR., CLERK

/s/ Sandra K. Collins
(By) Sandra K. Collins, Deputy Clerk